

**PODIATRISTS AFFILIATED CREDENTIALING BOARD
MAY 19, 2009
MEETING MINUTES**

PRESENT: Drs. Melanie Berg, Ian Furness, Rene Settle-Robinson; and Gary Brown as the public member

STAFF: Gail Sumi, Division Administrator; Michael Berndt, General Counsel; Karen Rude-Evans, Bureau Assistant, Ben Hanes, Intern; and other DRL staff

CALL TO ORDER

Ian Furness, the Chair of the Board, called the meeting to order at 9:01 a.m. A quorum of 4 members was confirmed.

APPROVAL OF AGENDA

Amendments:

- Item “2009 Bill Draft relating to Statutory Provisions that pertain to the Practice of Podiatry” – additional information “History of Senate Bill 191” and email comments from Tony Driessen
- At the end of Closed Session – Case Status Report

MOTION: Melanie Berg moved, seconded by Rene Settle-Robinson, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF FEBRUARY 17, 2009

- Page 3 – In the last motion, correct spelling from “REUQUESTING” to ‘REQUESTING”

MOTION: Gary Brown moved, seconded by Melanie Berg, to approve the minutes of February 17, 2009 as corrected. Motion carried unanimously.

ADMINISTRATIVE REPORT

Ian Furness introduced Gail Sumi and Michael Berndt to the Board. They both gave a brief review of their background.

Budget Report

Gail Sumi reported that all State agencies are required to reduce expenditures due to the budget deficit. The Department of Regulation and Licensing is considering several possibilities including asking boards to choose one of their winter board meetings to be held by teleconference in the coming fiscal year rather than meeting in person, providing board agendas

for boards with smaller agendas by PDF rather than mailing them, and moving back board meeting times in order to save on hotel costs. The Department welcomes any ideas and asked that suggestions be emailed to her.

Meeting with Medical Examining Board

The Affiliated Boards are required by statute to meet with the Medical Examining Board (MEB) every six months. This could be added to a future MEB agenda if there are issues that need to be addressed. The Podiatrists Affiliated Credentialing Board has no items to review with the MEB at this time.

APPOINTMENT OF LIAISON TO THE OFFICE OF EDUCATION AND EXAMINATIONS

MOTION: Melanie Berg moved, seconded by Rene Settle-Robinson, to appoint Ian Furness as the liaison to the Office of Education and Examinations. Motion carried unanimously.

MOTION TO DESIGNATE HEARING AND APPEALS ATTORNEY AS ADMINISTRATIVE LAW JUDGE

MOTION: Rene Settle-Robinson moved, seconded by Melanie Berg, to designate an attorney who is employed by the Division of Hearings and Appeals, Wisconsin Department of Administration, to serve as an Administrative Law Judge to preside over Class 1 license denial hearings and Class 2 disciplinary proceedings, pursuant to Wis. Admin. Code § RL 1.08 and § RL 2.10. This designation is in addition to the designation already provided for in Wis. Admin. Code § RL 1.08 and § RL 2.10. Motion carried unanimously.

PRESENTATION OF PROPOSED STIPULATIONS

None.

PRESENTATION OF PROPOSED DECISIONS

None.

PETITIONS FOR REHEARING

None.

SPEAKING ENGAGEMENTS AND TRAVEL REQUESTS

None.

2009 BILL DRAFT RELATING TO STATUTORY PROVISIONS THAT PERTAIN TO THE PRACTICE OF PODIATRY

The Board reviewed the history of Senate Bill 191 and the comments from Tony Driessen. Senate Bill 191 clarifies and cleans up statutory language and does not provide for an expansion of the current scope of podiatric practice.

MOTION: Melanie Berg moved, seconded by Rene Settle-Robinson, to authorize Ian Furness to speak on behalf of the Board in favor of Senate Bill 191 as relates to the practice of podiatry. Motion carried unanimously.

SUMMARY REPORTS OF PENDING COURT CASES, DISCIPLINARY CASES, ADMINISTRATIVE RULES AND LEGISLATION

The Board reviewed the summary reports.

RULES RELATING TO RESIDENCY REQUIREMENT

MOTION: Melanie Berg moved, seconded by Rene Settle-Brown, to authorize legal counsel to draft a scope statement to change the term of the temporary educational license from one year to two years. Motion carried unanimously.

APPLICATION ISSUES

None.

EXAMINATION ISSUES

None.

CONTINUING EDUCATION ISSUES

None.

PRACTICE QUESTIONS

None.

INFORMATIONAL ITEMS

None.

PUBLIC COMMENTS

None.

CLOSED SESSION

MOTION: Rene Settle-Robinson moved, seconded by Melanie Berg, to convene to closed session to deliberate on cases following hearing (Wis. Stat. § 19.85 (1) (a)); consider closing disciplinary investigation with administrative warning (Wis. Stat. § 19.85 (1) (b), and Wis. Stat. § 440.205); consider individual histories or disciplinary data (Wis. Stat. § 19.85 (1) (f)); and to confer with legal counsel (Wis. Stat. § 19.85 (1) (g)) Roll call vote: Melanie Berg-yes; Gary Brown-yes; Ian Furness-yes; and Rene Settle-Robinson-yes. Motion carried unanimously.

Open session recessed at 9:43 a.m.

RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

MOTION: Rene Settle-Robinson moved, seconded by Melanie Berg, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 11:57 a.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION IF VOTING IS APPROPRIATE

MONITORING

COMPLIANCE REVIEW – JOHN LANHAM, DPM

The Board conducted an ongoing compliance review which will continue at the next Board Meeting on October 20, 2009 and is in conjunction with pending file **09 POD 002**.

MOTION: Rene Settle-Brown moved, seconded by Melanie Berg, to direct the Division of Enforcement to request a final report from Amphion Medical Solutions by July 1, 2009. Motion carried unanimously.

ADJOURNMENT

MOTION: Melanie Berg moved, seconded by Gary Brown to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 12:01 p.m.